IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 23477 of 2001

Between:

K.Srinivas Rao S/o.Sri K.Nagaiah,
R/o.H.No.6-2-805, Tummalabasti,
Khiratabad, Hyderabad.

..... PETITIONER

AND

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1 The Prohibition and Excise Superintendent, Hyderabad

District, Hyderabad.
2 M/s. Toddy Co-op. Society Ltd., Rep.by its President

Mr.Mallaiah Goud, 10-1-128/30, Chintal Basthi,
Khairathabad, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more in the nature of Writ of Mandamus declaring the action of the 1st respondent herein in extending the Exercise permission to the 2nd respondent herein i.e., M/s. Toddy Co-op. Society at premises bearing No.10-1-128/30, Chinthal Basti, Khairatabad, Hyderabad, Hyderabad or his continue of the business therein as illegal, arbitrary, without power and violative of principles of natural justice.

Counsel for the Petitioner: MR.V.HARI HARAN

Counsel for the Respondent No.1: GP FOR PROHIBITION & EXCISE

The Court made the following:

ORDER:

This writ petition is filed seeking a Writ of Mandamus declaring the action of the first respondent in extending permission to M/s. Toddy Tappers Cooperative Society, Chital Basthi, Kairatabad is illegal and arbitrary. It is brought to the notice of

this court by reason of recent policy of the Government toddy shops and Toddy Tappers Cooperative Societies are not allowed in the twin cities of Hyderabad and Secunderabad. In that view of the matter, the cause of action does not survive.

The Writ Petition is accordingly dismissed as infructuous. No costs.

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V.V.S. RAO, J.

29th June, 2005

Js

To

1 The Prohibition and Excise Superintendent, Hyderabad

District, Hyderabad.

2 Mr.Mallaiah Goud, M/s. Toddy Co-op. Society Ltd.,

10-1-128/30, Chintal Basthi, Khairathabad, Hyderabad.

3 Two CCs to G.P. for Prohibition & Excise, High Court Buildings,

Hyderabad.

4 2 CD copies.